

## WILL DELAY "DRY SHIP" ENFORCEMENT

## BEVERIDGE AND HICKEY SPEAK AT G. O. P. RALLY

Senatorial and Congressional Nominees Support Record of Each Other.

## ATTACKS LABOR BOARD

Former Senator Would Keep Government Out of Private Business.

Aaron Jones, ex-veteran of many a political battle in St. Joseph county, rapped his time worn cane upon the platform of the South Bend high school auditorium. The Republican campaign to place Albert J. Beveridge and Andrew J. Hickey in seats of national government was locally under way.

Beveridge, son of other years, seeks to be returned to the United States senate for a term of six years. Hickey, present congressman from the Thirteenth district, asks the Republicans to return him to Washington for another term. Beveridge voiced a plea to the fairly filled auditorium to return Hickey. It was an exchange of political stump speaking. Music held the crowd that assembled last night, held them until the arrival of ex-Sen. Beveridge. Hickey was early at the scene of his maiden speech of the present campaign. A male quartet gave a number and encore.

Mrs. P. L. Beck of Elkhart, district vice-chairman of the Republican party, voiced an appeal to the women of South Bend to use the vote that had been given them by a Republican congress. She discussed the activities of the women in the primary campaign, and told of the work that they now are doing in the interest of their ticket.

Hickey preceded Beveridge. Congressman Hickey, who took the floor before the arrival of the senatorial candidate, again pledged to the voters of South Bend a larger postoffice to meet the needs of a city that has far outgrown the present federal structure. He told of the volume of business done in the city in 1922, when South Bend boasted of but about 25,000 inhabitants. He told of the rapid growth of the postal department here and the front increase in revenue.

"I was advised of the needs for a new postal building for South Bend by many of your industrial leaders, merchants and business men," Hickey said. Upon going to Washington as your representative in Congress, I reported the need to the treasury department and to the postal department and now, as the result of my work, South Bend has been included in a list of cities recommended for a new postal building. This will be included in the next bill.

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## BEGIN HEARING OF CHARGES AT NILES

Cigar Store Proprietor Testifies to Alleged Dealings With Mayor and Aide.

NILES, Mich., Oct. 25.—(Special) The preliminary examination in the case of Mayor Homer S. Carr of Niles and Fred Marshall, charged with conspiracy to protect gambling in this city, began Wednesday before Justice N. H. Bacon in the city hall. George Butler, proprietor of the Club Cigar store, whose charges against Carr and Marshall, was the first witness called.

On account of the lateness of a train bringing a county court stenographer to Niles, the hearing, which was scheduled to start at 9 o'clock in the morning, did not begin until nearly noon. The formal charge against the men was read by Charles M. Gore, prosecuting attorney.

Butler told of gambling activities carried on in his place of business under protection said to have been afforded by the mayor and his aide. "We were running out here," declared Butler, "until August. We had dice, roulette wheels and faro bank. At times when we advertised there were as many as 50 or 60 from South Bend, Mishawaka, Elkhart, Michigan City, Benton Harbor and other places."

He explained that by advertising he meant sending out cards announcing a "big party" which the recipients understood, and they would often mail 100 to 200 such invitations. "Marshall had a list of names," Butler continued, "and he would call on them. He did not know what to do with the police, and division was therefore made once a month."

The first month Butler said he received \$245 as his 25 percent split, a similar amount being paid in the following months. Butler testified that his combined net profit being retained by Marshall. A lease had been entered into with Marshall for the room for one year, the witness said, and the place was closed about the first of August by Sheriff Bridgman. Butler was not arrested until he was arrested three weeks later and the case is now pending against him.

Butler was the only witness examined. The case was continued, and will be resumed Thursday by Barnes and Haddell, attorneys for Mayor Carr, can secure a continuance of cases they have in the Berrien county circuit court.

## American Recipient of Croix De Guerre Sends Honor Back as Rebuke

PITTSBURGH, Oct. 25.—Christ A. Meletis of Pittsburgh, who served in France with the 28th division and was wounded six times, today returned to West Mifflin, Pa., the Croix de Guerre and citation which had been conferred upon him by the French government.

"A good bit of me is left in France but the wounds I received from the enemy were nothing in comparison to the wounds received when I learned that France was helping the Turk," said Meletis, "letter which accompanied the decorations."

"I am doing this to express to you and your government my personal disapproval of the policy of France in the Near East."

## CITY LEADS IN BUILDING BOOM, SURVEY SHOWS

Nine Months' Report Shows 122 Per Cent Increase Over Last Year.

The greatest building boom in the history of the United States is now in progress, and though the rush is limited to the city, state or nation, South Bend leads the entire nation in considering the amount of building in comparison with its size.

A survey of the principal cities of the nation reveals a tremendous boom. Many cities report that more new buildings have been done so far this year than in all of last year, others report gains of 18 to 50 per cent over last year's figures, but South Bend leads.

During 1922 there were permits for 2,382 new buildings at a cost of \$4,148,117 granted. In nine months of 1922, up to Oct. 1, there have been 3,311 permits for new buildings at a cost of \$7,407,224 granted, an increase in building activities of 122 per cent over the corresponding period for 1921. The total amount of building authorized for the same period last year was \$2,346,600.

The total amount of new buildings authorized in 1920 and 1921 in the city was slightly over \$8,000,000, and this year's program will see more construction work authorized than was carried on in the entire two years.

"A new city—larger by far than any in the world—would spring up almost overnight if all the buildings contracted for during 1922 were concentrated in one place," declared E. J. Brunner, editor of the American Contractor.

"Building records are being broken in practically all the large cities. Contractors report a shortage of skilled construction workers to meet the unprecedented demand," Brunner said.

Residential buildings, factories, and business buildings lead the list. Schools are being built in greater numbers and at greater expense than at any time in recent years.

Madame Matzenauer, in Deposition, Tells of Alleged Intimacies.

SAN FRANCISCO, Oct. 25.—(By A. P.)—The differences between Madame Margaret Matzenauer, opera singer and her chauffeur husband, Floyd Glatzback, which led both of them to seek a divorce, arose over Glatzback's alleged intimate relations with Lottie Frates, a resident of Carmel, Cal., according to a deposition made by the singer today in connection with Glatzback's action here.

The deposition was taken in secret in the chambers of a superior judge, but its contents and collateral evidence were disclosed by Madame Matzenauer's counsel.

Madame Matzenauer produced a letter purported to have been written to Glatzback by Lottie Frates on Jan. 19 of this year which said in part:

"I have put up with you for nine years. I am suffering. I will not stand any more fooling from you. I will write to your wife. Mind, she will have your life's history if I live."

The singer deposed she felt that there was "something wrong" in her household. An examination of her bank check book disclosed that Glatzback had endorsed a number of checks over to Lottie Frates, according to the deposition.

During the period of their married life the singer gave Glatzback all his expenses, bought his clothes and gave him \$150 a month additional for spending money, she stated. She denied his contention that she tried to make a "lady man" out of him but said that such charge arose from Glatzback's demand that they go on their honeymoon alone.

"As a result I gave the maid a vacation," the singer said. "Perhaps I did ask him to book my dress occasionally but I never tried to humiliate him."

## WOMAN NAMED AS MEMBER OF SLAYING PARTY

Mrs. Jane Gibson, Alleged Eye-Witness of Double Murder, Makes Revelation.

## BELIEVE ARRESTS NEAR

Special Prosecutor Says He May Await Indictment by Grand Jury, However.

NEW BRUNSWICK, N. J., Oct. 25.—(By A. P.)—Mrs. Jane Gibson, alleged eye witness of the Hall-Mills murder, signed a statement today giving the name of a woman who she declared was one of the slaying party, and reports immediately were circulated that the arrest of the woman—prominent since the start among those under investigation—was imminent.

Wilbur A. Mott, special prosecutor, in charge of the case was quoted to the effect that there might be an arrest within an hour. But tonight Mr. Mott added to his quoted utterance, a phrase which he said he heard on the first instance—"or in two weeks."

He intimated, although he would not say definitely, that no arrest would be made until the case had been laid before the Somerset county grand jury and an indictment returned. He declined to say when he would go before that body.

While it was true, Mr. Mott said, that Mrs. Gibson, farmer and pig raiser, had signed a statement that that document did not contain anything she had not already told the authorities, and he could see no need at present for an immediate arrest. He declared, however, that he was ready to order one or two arrests without waiting for grand jury action if circumstances made haste advisable.

Expresses Skepticism. Mr. Mott expressed skepticism as to Mrs. Gibson's identification in her statement of Rev. Edward Wheeler Hall, victim, with Mrs. Eleanor R. Mills of the slayers' party—because that identification was made on the strength of a photograph. Mrs. Gibson never had seen the man before the night of the shooting, he said.

Asked whether Mrs. Gibson ever before had seen the woman she identified as being present at the shooting and who she declared had been called the name of a man long under suspicion, he declined to answer.

As soon as Mrs. Gibson's statement had been obtained, Detective Mason took it to Mr. Mott at New Brunswick. Col. Schwarzkopf, head of the state police, started about the same time for the Manhattan police headquarters. What his mission was could not be learned. It was reported, however, that the state police had been advanced that persons who had reason to be jealous of the relations of the minister and Mrs. Mills had hired New York gunmen to do the actual slaying.

## OCCUPY VIADIVOSTOK.

MOSCOW, Oct. 25.—(By A. P.)—The forces of the far eastern republic have begun the occupation of Vladivostok in agreement with the Japanese troops, who are evacuating the city.

## Reveal That Row Between Diva and Chauffeur-Mate Rose Over Woman

Madame Matzenauer, in Deposition, Tells of Alleged Intimacies.

SAN FRANCISCO, Oct. 25.—(By A. P.)—The differences between Madame Margaret Matzenauer, opera singer and her chauffeur husband, Floyd Glatzback, which led both of them to seek a divorce, arose over Glatzback's alleged intimate relations with Lottie Frates, a resident of Carmel, Cal., according to a deposition made by the singer today in connection with Glatzback's action here.

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"As a result I gave the maid a vacation," the singer said. "Perhaps I did ask him to book my dress occasionally but I never tried to humiliate him."

## Cleared of Part in Murder



Miss Alice Thornton (right), who was cleared of any implication in the murder of Jack Bergen, movie actor, by a jury at Hackensack, N. J., yesterday. At the same time George Killea, who was charged with the murder, and Charles Scullion, his brother-in-law, who was also held for complicity, were freed. Miss Thornton, a former actress, is here shown walking with Mrs. Margaret Riley, jail matron.

## City Planning Group Makes Rules for Subdividing Land

Detailed Regulations Drawn Up at Important Meeting of Commission.

Grading of thoroughfares will be required on all subdivisions approved by the city planning and zoning commission. Easements may be substituted for alleys, but must meet with the approval of the commission.

Final acceptance of plans must depend upon the sanction of that body of preliminary plans, final plans to have incorporated in them the changes previously ordered. Minimum dimensions of rectangular lots must be of 40 feet frontage and not less than 120 feet in depth.

The foregoing are among the high lights of regulations concerning the subdivision of land into building lots adopted by the planning commission meeting in the mayor's office Wednesday afternoon. Harland Bartholomew, city planning expert, and Mayor E. F. Seelitz were in attendance and took a prominent part in the discussion.

## LAYING OUT BLOCKS.

A feature of the regulations is one permitting the laying out of blocks "not to exceed 900 feet in length, excepting only where the designated streets interfere with the plan."

The provision as adopted, allows for platting of subdivisions without regard for extension of present street lines within

scope of the principal traffic streets. Members interested in real estate development and associated in that business dominated the discussion forced through the regulations to adoption. It was afterward admitted that several of the provisions would necessarily be subject to amendment.

A preliminary plat of Sunnyside Manor, lying east of Eddy st., between McKinley and Washington avenues, was approved with the recommendation that McKinley av. be included in Bartholomew's major street plan, he designated a width of 80 feet.

Regulating platting of subdivisions has been one of the most important subjects the planning commission has had to deal with and the provisions include material points where differences of opinion have been expressed between members. A committee headed by former Mayor Fred Keller of the firm of Whitcomb & Keller, prepared the final draft.

Of the 10 members composing the commission, seven were present. These included Chairman William H. Hays; City Engineer Fred Anderson, Councilman Ralph Hutchinson, L. W. Slaughter, president of the board of works; Ernest W. Young; George A. Robertson and Mr. Keller. Three of the members indicated their dissent.

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What was probably the largest political meeting ever held in North Liberty was that which took place last night when Miss Esther O'Keefe, candidate for representative in congress from the Thirteenth district, addressed the voters of that community and outlined the principles on which she expects to be elected. Two hundred and fifty enthusiastic listeners crowded the school house where the rally was held and frequently applauded the speaker's emphatic statements.

Miss O'Keefe attacked the reactionary measures of the Republican administration and outlined a platform of progressive principles on which she bases her plea for election. The Republican tax and tariff acts were especially condemned, the speaker urging a tax system which would relieve the burden of the common people.

## JURY, HEADED BY YOUNG GIRL, ACQUITS CLINE

Motion Picture Man Is Freed on Charge of Killing Actor—Trial Speedy.

## BUT ONE BALLOT NEEDED

Alice Thornton and Scullion Also Cleared—"Unwritten Law" Basis.

HACKENSACK, N. J., Oct. 25.—(By A. P.)—A jury in Bergen county headed by a 22 year old girl, Miss Susan Squires, today acquitted George Cline, motion picture location finder, charged with murder, and also freed his brother-in-law, Charles Scullion, and Alice Thornton, a friend of charges of being implicated in the shooting to death of "Dare Devil" Jack Bergen, motion picture actor, following a trial consuming less than 17 court hours.

It was the first time in the history of judicial practice in New Jersey a verdict in a murder trial was handed up by a woman. The evidence which resolved itself largely into a series of moral problems, was passed upon by a jury composed equally of men and women. As it was one of the speediest trials ever held in a state noted for the rapidity of its judicial machinery.

But One Ballot Needed. Today the defense called five witnesses, four of them in rebuttal before resting its case. The jury retired at one o'clock and after one hour and forty minutes deliberation, the first ballot was taken, and the jury sent word to Justice Barker that it had reached a decision.

"The six men and six women jurors died into the jury box a moment later. Miss Squires, a slip of a girl, rose in her place at the head of the jury.

"Have you agreed upon a verdict?" asked the court.

"We have," was caught only by the clerk, despite absolute silence in the courtroom. Some of those within a few feet of the jury box believed she had said "guilty."

"Did you say 'guilty' or 'not guilty'?" asked the clerk.

Miss Squires cleared her throat with effort.

"Not guilty," she replied, and the words were audible throughout the room.

The Cline residence in Edgewater, in a second story room of which the shooting of "Dare Devil" Jack occurred just two months ago to a day, was the scene of gaiety tonight as friends and members of their families welcomed the acquitted trio home.

PROBE DEATH OF HIGH SCHOOL SWEETHEARTS.

BATTLE CREEK, Mich. Oct. 25.—(By A. P.)—Similarity of circumstances surrounding the death of Myrl McGuire, 15, and Gertrude Nelson, 14, high school students here, and fast friends for more than a year, led to an investigation by Coroner Carl Gray today.

It was advanced that the youth's death last Thursday and Gertrude's yesterday might have been by pact between the young lovers or that Gertrude, in her grief, might have ended her life in the same manner in which Myrl died by asphyxiation.

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THE WEATHER.  
Indiana: Fair Thursday and probably Friday; not much change in temperature.  
Lower Michigan: Generally fair Thursday and Friday; somewhat warmer Friday in extreme north portion.

## Refused Entrance On Scalpers' Tickets; Sue Chicago U. for \$10,000

CHICAGO, Oct. 25.—(By A. P.)—Charging that they were refused admission to the Chicago-Purdue football game last Saturday when they presented tickets purchased from scalpers, J. McElroy, C. E. Frazar, and D. D. Dugan filed suits for \$10,000 each in superior court today against the University of Chicago. The suit, it was said, was based on a recent decision of a California court.

Recently the University started a campaign against scalpers, refusing to accept pasteboards sold by brokers.

## LLOYD GEORGE BEGINS FIGHT UPON OPPONENTS

Former Premier Throws Down Gauntlet to Opponents in Characteristic Speech.

LONDON, Oct. 25.—(By A. P.)—Former Prime Minister Lloyd George started off his campaign in London today with a fighting speech to an enthusiastic meeting of the coalition liberal members of parliament, throwing down the gauntlet to the conservatives whose attack upon the late government, he declared, had left no alternate "but the spread of war."

The little Welshman stood by his Manchester speech of last Saturday, reiterating his intention to support any party or government pursuing a policy of peace, economy and steady progress, neither revolutionary nor reactionary.

"We are confronted," said Mr. Lloyd George, "with a very important decision affecting not merely the future of those here and those who support them in the country but a decision which affects the interest of the country itself. That is a more important matter for us all."

New Chapter Opened. "One chapter in the history of the political life of this country is for the moment closed. A new one is opened. What is printed on that page will depend largely on the attitude we adopt."

"I have seen parties destroyed by personal resentments," continued the former premier. "I have seen parties rendered impotent by personal resentments. I have seen their judgment deflected, and for that reason they are not making the contribution they ought to the well being of the people for whose prosperity we are deeply concerned. We will not make that mistake whatever happens. We will consider the land to which we are deeply attached first. Its interests must be deepest in our hearts; its interests must be highest in our concerns."

Great Britain first; any party, even our own, second and even last. "Now, that is our policy. We have staked our national unity, that is, the unity of all men, all creeds, parties and sections for the purpose, first of all, of winning the war, and afterwards extricating the country from its after-war difficulties."

"It was not this small," declared Lloyd George, to his hearers, if a

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Body of Cleveland Woman Found In Shallow Grave Near Painesville

Husband Identifies Body After Seeing Necklace and Watch—Arrest Suspect.

CLEVELAND, Oct. 25.—(By A. P.)—The body of Mrs. Henry J. Burns, 35, of this city, partially clothed, was unearthed from a newly dug grave, covered with dead leaves in a lonely woods five and one-half miles northwest of Painesville late today.

Discovery of the grave was made by two Cleveland detectives, Dr. Connel and Dr. Beattie, who were chest nutting in the woods when they came across a hat with splashes of blood on it. They notified deputy sheriff at Painesville who dug up the body.

Identification was made by Mrs. Burns' husband here after he had seen a necklace, wrist watch and keys found on the body of the murdered woman. "Why, they belong to my wife," he told the officers. He was then told of the murder.

Shortly after the two detectives had discovered the bloody clothing they saw a man with a basket hurrying through the woods. They called to him, police said, but he refused to stop. The two men, however, ran to the road past the woods and saw the license number of the machine in which he drove away. Detectives here were given this and tracing it to the west side of the city took the driver to police headquarters for questioning. He declared he had been chestnutting all day, police said, and denied any knowledge of the murder. He said it was the first he had heard of it.

Examination of the body showed Mrs. Burns had been shot through the left eye. The back of her head was crushed while her face was marked by long scratches and scars. No other wounds were on the body. Her watch had stopped at three minutes past twelve and deputy sheriffs believe that was the time the murder was committed. They are of the opinion that the murders left the victim in the woods last night and completed the burial this morning.

## INTERPRETATION BY TRIBUNAL ON RULING AWAITED

Supreme Court Expected to Decide Late Next Month or in December.

## JUSTICE REFUSES STAY

Says Decision to Withhold Enforcement Removes Necessity for Writ.

WASHINGTON, Oct. 25.—(By A. P.)—Enforcement of the national prohibition law with regard to foreign shipping within American territorial waters will await a final interpretation of that section of the statute by the supreme court, it was indicated today by administration officials.

This interpretation is expected by government officials late next month or in December.

Decision of the executive department to withhold enforcement of the law as construed by Atty-Gen. Daugherty in his opinion of Oct. 8 was formally communicated today by Associate Justice Brandeis of the supreme court, who subsequently refused to grant various writs of habeas corpus to challenge the enforcement of Federal Judge Hand's decision at New York dismissing their application for a permanent injunction restraining federal agents from applying the Volstead act.

Removes Necessity. Justice Brandeis, who was sitting in the chambers, was understood to make in their petition to Justice government and the steamship lines that the decision to withhold enforcement had removed any necessity for a legal stay through a writ of supererogation which had been requested by the lines and acquiesced in by the department of justice.

Decision as to enforcement was incorporated in a formal order issued by Secy. Mellon to customs officers and prohibition agents which was drafted after Mr. Mellon had conferred at length with Atty-Gen. Daugherty.

Counsel for the steamship companies, in their petition to Justice Brandeis contended that enforcement of the Daugherty ruling would cause irreparable damage to their business and would lead to diplomatic difficulties.

A statement by the department of justice emphasizing that the government did not concur in these contentions and acquiesced in the petition for a writ solely on the ground that preparations had been completed to expedite consideration of the case by the supreme court.

This position was taken," the statement said, "because attorneys for the steamship companies on Nov. 13 entering a motion before the supreme court to advance the hearing on their appeal to Nov. 29."

To Join in Request. The government will join in this request for advance hearing, and it is the custom of the court to grant such joint petitions.

One of the elements entering into a decision to defer enforcement is understood to have been a desire to avoid any possible international embarrassments pending a final interpretation of the law by the court of last resort. Protests against enforcement of the law are expected from foreign governments and more particularly from those whose laws require the serving of alcoholic beverages to members of the crew of ships flying their flags.

Should the supreme court uphold the Daugherty ruling, some administrative action might be brought about which would result in a quiet for congress to modify the Volstead act.

While the Daugherty ruling, insofar as it affects American vessels, already has been put into force, prohibition officers explained today that this ruling did not prohibit such crafts from carrying liquors for purely medicinal purposes.

## Show Your Colors

South Bend in the past has shown her loyalty in every way to Notre Dame university. That loyalty has been more than appreciated by the officials of the university.

But Notre Dame is called upon again to ask the public to show their colors. Every room in every first class hotel in South Bend, Niles, Elkhart, Coshen, Laporte and Michigan City has been reserved for the night of Nov. 4th.

That's "Home-coming Day" for the university, when the Irish face the Indiana university grid team on Cartier field. Thousands of former students and grads are returning for the event. Many of them are without a place to stay.

Won't South Bend mothers rent that spare room for a night or two, in loyalty to the university? List your rooms in the "want ad" columns. Call Main 2100 and ask for An Ad Taker